

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

THE WILLIAM M. YARBROUGH  
FOUNDATION and ZANFEL  
LABORATORIES, INC.,

CIVIL ACTION NO. 1:06-CV-0348

Plaintiffs,

DISTRICT JUDGE AVERN COHN

v.

RITE AID CORPORATION,  
CADE LABORATORIES, LLC and  
CADEY O'LEARY,

Defendants.

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**ORDER GRANTING STIPULATED MOTION FOR**  
**DISMISSAL WITH PREJUDICE**  
**OF DEFENDANT RITE AID CORPORATION ONLY**

CAME ON THIS DAY for consideration of the Stipulated Motion for Dismissal  
With Prejudice of all claims asserted between plaintiffs, The William M. Yarbrough  
Foundation and Zanafel Laboratories, INC., and defendant Rite Aid Corporation in this  
case, and the Court being of the opinion that said motion should be GRANTED,

IT IS HEREBY ORDERED that all claims or causes of action asserted in this suit  
between Plaintiffs, The William M. Yarbrough Foundation and Zanafel Laboratories, INC.,  
and Defendant Rite Aid Corporation are hereby dismissed with prejudice to the right of  
the parties to assert in the future any such claims.

IT IS FURTHER ORDERED that all attorneys' fees and costs are to be borne by the party that incurred them.

SO ORDERED.

Dated: May 14, 2008

s/Avern Cohn  
AVERN COHN  
UNITED STATES DISTRICT JUDGE

I hereby certify that a copy of the foregoing document was mailed to the attorneys of record on this date, May 14, 2008, by electronic and/or ordinary mail.

s/Julie Owens  
Case Manager, (313) 234-5160